

## **MINUTES**

### **UTAH CONSTRUCTION SERVICES COMMISSION MEETING**

**January 26, 2011**

**North Conference Room– 9:00 AM  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED: 9:08 AM**

**ADJOURNED: 11:44 AM**

**Bureau Manager:  
Board Secretary:**

Dan S. Jones  
Ann Naegelin

**Board Members Present**

David Told, Commission and Plumber Board Chair  
Frank Rydalch, Electrician Board Chair  
Larry Love, Burglar Alarm Board Chair  
Carl Tippets  
Chris Martineau  
Jerry Preston  
Wendy Gibbs

**Board Members Absent**

C Reed Brown, excused  
Steve Bowers, excused

**Guests:**

Jeff Pedersen, UPHCA  
Renee McDonough, IEC of Utah  
Shane T Bandy, Caribbean Creations, Inc  
Robert Sayer, applicant  
Bradley L Orton, Gordon C Orton Construction Co Inc  
Jasen Hamilton, applicant

**DOPL Staff Present:**

Mark Steinagel, Division Director  
Ray Walker, Regulatory and Compliance Officer  
Wayne Holman, Chief Investigator  
Clyde Ormond, Bureau Manager  
Ronda Trujillo, Compliance Specialist

#### **TOPICS FOR DISCUSSION**

#### **DECISIONS AND RECOMMENDATIONS**

##### **ADMINISTRATIVE BUSINESS:**

Rules Hearing

Judge Eklund conducted a rules hearing.

Approval of December 2010 Commission  
Minutes

The minutes from the December, 2010 meeting were reviewed. Mr. Love made a motion to approve the minutes as written. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Legislative Update

Mr. Steinagel reported on current legislation regarding ownership of construction companies. Mr. Walker reported other pending legislation that may affect contractor licensing.

Investigation Report

Mr. Holman gave an investigation report. This item was noted with no action taken.

Probation Update  
Ronda Trujillo

Ms. Trujillo reported on the non compliant contractor licenses on probation. Non compliant licensees will be asked to meet with the Commission next month.

**APPOINTMENTS:**

Proposed Rule Changes  
Geo Thermal Systems  
Primary Classification Clarification

Mr. Jones reviewed the proposed changes to the rules to clarify the S213 Industrial Piping classification includes geo thermal systems.

Mr. Jones reviewed proposed changes to the rules to clarify that primary classifications can work in sub-classifications that apply. Mr. Love made a motion to proceed with a rule change to include geo thermal systems to the S213, industrial piping classification and to clarify the scope of work for a primary classification includes the scope of practice for the sub-classifications. No changes will be made to the definitions for the E100, B100, R100 and the R101 classifications. Mr. Martineau seconded the motion. Motion passed by unanimous votes.

Stuart Awning, Inc  
Notice of Agency Action  
Financial Responsibility

This item is delayed until February.

Prestige Plumbing, Tex White  
Notice of Agency Action  
Financial Responsibility

This item is delayed until February.

Tom E Larsen Construction Inc  
Stipulation and Order

Mr. Jones reviewed the Stipulation and Order. Mr. Love made a motion to approve the Stipulation and Order. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Absolute Restoration Inc  
Stipulation and Order

Mr. Jones reviewed the terms of the Stipulation and Order. Mr. Love made a motion to approve the Stipulation and Order. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Aarrow Landscape Construction LLC

Mr. Jones reviewed the terms of the Stipulation and Order. Mr. Love made a motion to approve the Stipulation and Order. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Caribbean Creations Inc  
fka Landvisions, Inc

Mr. Jones reviewed the Notice of Agency Action. Shane Bandy answered questions from the Commission. Mr. Love made a motion to approve the Divisions proposed order and to set the bond amount at \$75,000 to be posted within 60 days. Mr. Martineau seconded the motion. Motion passed by unanimous vote.

Jeremy Fresquez  
Apprentice Plumber

Mr. Jones reviewed the Stipulation and Order. Mr. Love made a motion to approve the Stipulation and Order. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Robert J Slayer  
Apprentice Plumber

Mr. Jones reviewed the Memorandum of Understanding. Mr. Slayer answered questions from the Commission. Mr. Martineau made a motion to approve the MOU. Mr. Preston seconded the motion. Motion passed by unanimous vote.

Danny Earl Matthews  
Apprentice Plumber

Mr. Jones reviewed the Memorandum and Understanding. Mr. Love made a motion to approve the Stipulation and Order. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Castle Rock Interior Solutions

Mr. Jones reviewed the Notice of Agency Action. Mr. Love made a motion to approve the Stipulation and Order. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Gordon C Orton Construction Co

Mr. Jones reviewed the Notice of Agency Action. Mr. Orton submitted a payment arrangement and release of the Federal Tax Lien. A Stipulation and Order for a probationary license will be drafted for review next month.

Jasen Hamilton  
Journeyman Electrician

Mr. Jones reviewed the Stipulation and Order. Mr. Hamilton answered questions from the Commission. Mr. Rydalch made a motion to approve the Stipulation and Order as written. Mr. Love seconded the motion. Motion passed by unanimous vote.

Ryan Robertson  
Apprentice Electrician

Mr. Jones reviewed the Stipulation and Order. Mr. Rydalch made a motion to approve the Stipulation and Order. Mr. Tippets seconded the motion. Motion passed by unanimous vote.

#### **REVIEW PROPOSED DISCIPLINARY ACTIONS:**

Grant Mackay Company Inc  
Order Reinstating License

Mr. Jones reviewed the Order to Reinstate License. Mr. Love made a motion to approve the Order to Reinstate License. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

Eric Craig Lewis  
Order Reinstating License

Mr. Jones reviewed the Order to Reinstate License. Mr. Love made a motion to approve the Order to Reinstate. Mr. Rydalch seconded the motion. Motion passed by unanimous vote.

John Crookston Electrical Inc  
Default Order  
Failure to Replace Qualifier

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Boone Construction LLC  
Default Order  
Failure to Replace Qualifier

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Holmes & Holmes Industrial Inc  
Default Order  
Failure to Replace Qualifier

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Hardcore Construction LLC  
Default Order  
Failure to Replace Qualifier

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Cover-up Construction Inc  
Default Order  
Financial Responsibility

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Ken Carter Construction Inc  
Default Order  
Financial Responsibility

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Tiffany Marble Inc  
Default Order  
Financial Responsibility

Mr. Jones reviewed the Default Order. Tiffany Marble Inc has surrendered the license. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

HT Construction Inc  
Default Order  
Financial Responsibility

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Absolute Power LLC  
Default Order  
Financial Responsibility

Mr. Jones reviewed the Default Order. Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Ishneet Kaur  
Alarm Company Agent  
Memorandum of Understanding

Mr. Jones reviewed the Memorandum of Understanding. Ms. Gibbs made a motion to approve the Memorandum of Understanding. Mr. Love seconded the motion. Motion passed by unanimous vote.

Thomas William Fortie  
Alarm Company Agent  
Stipulation and Order

Mr. Jones reviewed the Stipulation and Order. Ms. Gibbs made a motion to approve the Stipulation and Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Six Pence Inc  
Proposed Order  
Motion to Set Aside Stipulation

Mr. Jones reviewed the proposed Order of Denial of Motion to Set Aside Stipulation. Ms. Gibbs made a

motion to approve the Proposed Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

Corey Brent Maisey  
Apprentice Plumber

Ms. Gibbs made a motion to approve the Default Order. Mr. Love seconded the motion. Motion passed by unanimous vote.

**ADJOURN:**

11:44 AM

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

2/23/2011  
Date Approved

(ss) David Told  
Chairperson, Construction Services Commission

2/23/2011  
Date Approved

(ss) Dan S. Jones  
Bureau Manager, Division of Occupational & Professional  
Licensing